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10 UNITED STATES DISTRICT COURT
11
12 DISTRICT OF NEVADA

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15 LAS VEGAS DEVELOPMENT GROUP, LLC,)
16 a Nevada limited liability company,)
17 Plaintiff,) Case No. 2:15-cv-01394-RCJ-CWH
18 vs.)
19 COLFIN AI-NV 2, LLC, a Delaware limited)
20 liability company; BANK OF AMERICA, NA,)
a National Banking Association, as successor by)
merger to BAC HOME LOANS SERVICING,)
LP; MTC FINANCIAL, INC., a California)
corporation; JOHN VIDA, an individual;)
FEDERAL HOME LOAN MORTGAGE)
CORPORATION, a federally chartered)
corporation; ELMER S. CASTRO, an)
individual; JFK FINANCIAL, INC., a Nevada)
Corporation; DOE individuals I through XX;)
and ROE CORPORATIONS I through XX,)
Defendants.)
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22

ORDER EXPANDING TIME FOR SERVICE OF PROCESS

AND GRANTING LEAVE FOR SERVICE OF PROCESS BY PUBLICATION

23
24 The Plaintiff herein has presented to this Court a Motion to Expand Time for Service and
25 for Leave to Serve by Publication [Doc. #19]. It appears from said Motion that a Complaint has
26 been filed against Defendants, JOHN VIDA and ELMER S. CASTRO (*the "Defendants"*); that a
27 Summons directed to the Defendants has been issued; that the Defendants are necessary parties to
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1 the instant litigation; and that the Plaintiff has diligently attempted to locate and serve the
 2 Defendants with process of the above-referenced Summons and Complaint without success. It
 3 further appears that the Defendants are neither infants nor incompetent persons and that said
 4 Defendants reside out of the state or have departed from the state, or cannot after due diligence
 5 be found within the state, or by concealment seek to avoid the service of summons. Good cause
 6 appearing therefor, and pursuant to Fed. R. Civ. P. 4(e)(1) and N.R.C.P. 4(e)(1),

7 IT IS HEREBY ORDERED that Plaintiff's Motion is hereby GRANTED;

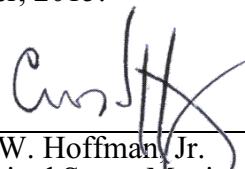
8 IT IS FURTHER ORDERED that the time allowed for service of process of the
 9 Defendants shall be enlarged until and including November 2, 2015;

10 IT IS FURTHER ORDERED that because the Defendants cannot be found so as to be
 11 personally served, they may be served by publication of the Summons at least once a week for
 12 four (4) consecutive weeks in the Nevada Legal News or another newspaper of general
 13 circulation published in Clark County, Nevada.

14 IT IS FURTHER ORDERED that because it appears that Defendant Elmer S. Castro
 15 resides at an unknown location in Guam, in addition to in-state publication, the Summons shall
 16 be published at least once a week for four (4) consecutive weeks in the Guam Daily Post, the
 17 Guam Pacific Daily News or another newspaper of general circulation on the island of Guam.

18 IT IS FURTHER ORDERED that because the residence addresses of the Defendants are
 19 not known, Plaintiff shall not be required to attempt to mail the Summons and Complaint to
 20 either Defendant via the United States postal service.

21 DATED this 3rd day of September, 2015.

22 
 23 C.W. Hoffman, Jr.
 24 United States Magistrate Judge